O. W. 71 & 72—658,416—21-11-29.

C.F. 71 & 72.

19

Department of Revenue

OFFICE Of the Bd of Rev

STATION Nasik

V. E

BP, + Telegram Advised

Mis No. 1618

Dated 1-4-33

G 1378/33

To whom sent	Date	Initial
	Given for copying	
	Copied	
	Examined	
	Signed	
	Given for despatch	
	Despatched 1-APR 1933	
	Indexed	
Pages in the file	To be destroyed on*	

(SUBJECT.)

Survey (S. Kanara) measurement and mapping of fields and subdivisions during resettlement operations - Notification under section 5 of the Nasik Survey & Boundaries Act VIII of 1923. Notification considered unnecessary

Not to be filled in in the case of permanent records.

BOARD OF REVENUE
17 MAR 1933
LAND REVENUE AND SETTLEMENT
GOVERNMENT OF MADRAS
Received ... 193

Sectt. II-15 (a)—40,000—27-11-31

Registered ... 193
SECY
17 MAR 1933

Abstract.

Survey - (South Kanara) - Non-resurveyed areas - Sub divisions Method to be adopted - Boards Proceedings - Recorded.

Revenue DEPARTMENT.

G.O. No. 482 MS. dated 15th March 1933.

ENCLOSURES.
No.

READ the following paper :—

G.O.No.661 MS.Revenue, dated 27th March 1929.
G.O.No.1368 Revenue, dated 30th June 1932.
G.O.58 MS.Revenue, dated 10th January 1933.

From the Board of Revenue, Land Revenue and Settlement, No.672 MS. dated the 28th February 1933.

ORDER

Recorded.

2. The lists of unauthorised occupation in Kumakis and assessed waste lands called for in paragraph 4(4) of G.O. No.661 Revenue, dated the 27th March 1929 need not be submitted to the Government.

(By Order of the Governor in Council)

J. A. Thorne

Secretary to Government.

To the Board of Revenue Land Revenue and Settlement

Forwarded

(By Order)

16/3/33

Superintendent.

C.F. 32.

In reply, please quote number, date and short title

Settlement DEPARTMENT

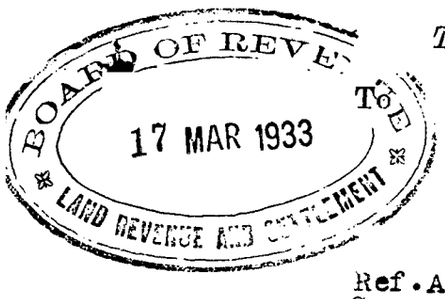
Received 4/1733 *Registered* G1383

From (Name) D.I.R. Muir Esquire, I.C.S.,

(Designation) Special Settlement Officer, Party No.IV,

Post Box ....., (Station) Calicut.

Telegraphic Address .....



To

The Secretary to the Commissioners of Land Revenue and Settlement, Chepauk, Madras.

Ref.A2- *No.* 2572/32-12 *dated* 15th March *19* 33.

Sir,

Enclosures.....

.....

.....

Spare Copies.....

Survey - (South Kanara) Measurement and mapping of fields and subdivisions during resettlement operations - Notification under section 5 of Act VIII of 1923 - Publication - Orders requested.

16 (E)

In paragraph 5 of its proceedings Mis.No.672, dated 28-2-33, the Board has called for a draft notification under section 5 of the Survey and Boundaries Act VIII of 1923, for the supplemental survey of the fields and subdivisions that may be formed in the course of the resettlement operations in the South Kanara district. I beg to submit for the Board s consideration whether, in the circumstances stated below, the publication of a notification under section 5 of the Survey Act is necessary.

Kara 8-11 of 7 (E)
BPMs 672
28-2-33

In my letter disposed of in the B.P. read above, I have expressed the view that the work of the Special Survey staff is merely a maintenance operation and is in no sense a supplemental survey. The survey of subdivisions and fields during the course of maintenance is conducted under cover of a general notification under section/of the Survey Act published in 1917 (please see B.P.No.259 dated 26-10-1917) This notification authorises the survey under the Act of only such fields and subdivisions as arise from the five classes of changes specified in paragraph 13(b) of B.S..(No.34-A and this standing order requires the observance of the other formalities prescribed in the Act such as the

9 (K)

M 283-284
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issue of notifications under section 6, 9(2) or 10(2) and 13 only in respect of these five classes of changes. The result of the adoption of this procedure is that subdivisions other than those referred to above are not legally valid and a perusal of correspondence printed in G.O.No.3338, Revenue, dated 17-11-1913 shows that it was considered unnecessary to secure legal validity for them. In tracts surveyed on the diagonal and offset method or on the triangles system, it may be possible to secure legal validity for such subdivisions if necessary for the framework of their survey is sound and the new subdivisions can be easily fitted into them in accordance with the procedure prescribed for the purpose in B.S.O.No.34-A. In South Kanara, however, which was surveyed on the Block map system, such a frame work does not exist as I have already pointed out in my letter A2-2572-32-11, dated 26-1-1933; it is the absence of this frame-work that has led to the deviations from the prescribed procedure sanctioned in the B.P. under reply. In his letter ROC.1526/Mis.of 30, dated 19-3-1931, my predecessor has pointed out that it is inadvisable to ask the survey staff to certify as correct subdivisions formed on the basis of the present survey, as it is improper to legalise rough and inaccurate work. In view of these considerations, I submit that the observance of the legal formalities should be restricted to the five classes of subdivisions specified in paragraph 13(b) B.S.O.No.34-A and that no fresh notifications need be published under section 5 of the Act

The considerations set forth above apply strictly only to the non-resurveyed villages of South Kanara. I submit, however that it is unnecessary to adopt a different procedure in the resurveyed villages, for the resurvey has already become final and the survey of supplemental subdivisions to be taken up hereafter need differ in no way from the procedure prescribed in the B.S.O. for tracts under regular maintenance.

P.S.O/15-3

DESPATCHED 16 MAR 1933

Special Settlement Officer.

R. F. XXII-A-19—23,004—15-3-32 (6)

Subject.

FOR MEMBER.

AS (Sell)

Survey (S. Kanara). measurement and mapping of fields and subdivisions during resettlement operations - Notification under section 5 of the Madras Survey and Boundaries Act VIII of 1923 publication considered unnecessary

READ AGAIN B. P. No. _____, dated _____ 193

" " " _____, " _____ 193

READ ALSO :—

Register No. _____, From the G 1378—R WJ&L B.S.O. pltc, No. _____, dated _____ 193

G 1383—R W.S.S.O. A WJNL ff 3.4.33

" " _____, " " _____, " _____, " _____ 193

" " _____, " " _____, " _____, " _____ 193.

RESOLUTION. Ms No. 1018 dated 1.4 1933.

Issued today
Mentioned
VE
Dec/1.4.33

In the circumstances reported by the special settlement officer the Board agrees with him that the observance of the legal formalities under the Madras Survey and Boundaries Act VIII of 1923 should be restricted to the classes of cases specified in paragraph 13(b) of B.S.O. 34A and that no fresh notification need be published under section 5 of the Madras Survey and Boundaries Act VIII of 1923 in respect of the supplemental survey operations

M3
S
As(sell)
Action
15/4/33

Survey (S. Kanara) measurement and mapping of ~~supplemental~~ fieras and encroachments during resettlement operations. Notification under section 9 of the Madras Survey Boundaries Act VIII of 1923.

p1 cf. G/1378/33. From Govt R.D. G.O 482 Misc 15-3

Hp 3-4 cf. G/1383/33 From the S.S.O IV Party d 15-3

As(sell)

Please see the G.O at p1 cf and the S.S.O's letter at pp 3-4 cf

A perusal is solicited of the Notes and orders at pp 11-12 N.F. of

Hp 11-12 hf - (E) BP No 672 d 28.2.33. The special survey staff in the S. Kanara district has to carry out the survey of supplemental subdivisions as a result of the reclassification

Hp 1 - 1 cf of dry lands converted to wet and the booking of extensions of cultivation in assessed waste. These items will not be covered by the general notification published

19 (K) in BP No 259 d 26.10.17 and a notification under sect

of the Madras survey and boundary
Act VIII of 1923 is necessary to
validate the supplemental
survey operations in the S. Kanara Dt.
The S.S.O considers that in
view of the inaccurate frame
work of the existing survey it
is inadvisable to legalise the
supplemental survey operations
and that the observance of the
legal formalities under sections
6, 9, 10(2) & 13 of the Act should
be restricted to the following cases
specified in para 13(b) of BSO 34 A
which are covered by the general
notification under sec 5 in (K)

L 283-B.S.O Vol II

BP 259 P / 26.x.17 p 9 (K)

1) New survey fields formed out of
existing survey fields
2) Alterations of Existing survey
field boundaries. &
3) Subdivisions affecting puramb
boundaries.
(4) demarcation due to transfer of subdivisions from Assessed or unassessed to puramboke.

There seems to be no reason why
the legal formalities should be
restricted to these cases only - As the
ground of inaccurate frame work will apply in these cases
orders Whether the S.S.O may be
asked to submit a notification
section 5 in respect of

the supplemental survey operations
in the S. Kanara Dt. as already
p16 (E) ordered in para 5 of BP No. 672 dt. 28.2.33
Copy of the BP has gone to Govt
p17 (E) and it has been recorded by
them in the Go at p1 ref.

22.3.33

22.3.33

In the above Order at p12
of BP No. 672 dt. 28.2.33 (E)
the General notification under Secs
of the Survey & Boundaries Act-
relating to maintenance was regd
to the General notification mentioned
there was that contained in Go
No 1570 Rev. dt. 7.15 It
appeared from Govt's letter at p13
of that the notification was
superseded by the notification in Go
Issued by Go 1017 But this does
not affect the situation, as the
latter notification only more
amplifies & explains & refers to the rules made by
the Govt. & Staff. The Survey
Committees proposals that
the Govt officers shd carry out
the rule work necessitated by their

our orders will then follow
in practice generally
The BSO's present
proposal to dispense with
a notification under Sec 4
of the Madras Survey and
Boundaries Act X to observe
the formalities only when
changes of the description up
to Sections (1) (2) (3)(4) of
under BSO 24-A-13(b) are
case Sections does not seem for
to a serious ob[jection]. Section 4
under the above para of BSO
24-A refers to Malabar only
We seem the BSO's
proposal may be accepted
This is a Board's case
the DLR's advice may be
invited.

24 3 37

Under the Circumstances
we agree with the SS[illegible]

26. 3. 33.

As (Sett)

Draft submitted for approval

28/3/33

28/3/33

24.3.33.

29/3/33

29/3/33

29/3/33

1933

283 BSO Vol II
+ Corresp: No 1/L-17 33